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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA
BUTTE DIVISION

DISABILITY RIGHTS MONTANA,
INC., on behalf of all prisoners with
serious mental illness confined to the
Montana State Prison,

Plaintiff,

v.

MIKE BATISTA, in his official
capacity as Director of the Montana
Department of Corrections, and
LEROY KIRKEGARD, in his official
capacity as warden of Montana State
Prison,

Defendants.

Cause No. CV-15-022-BU-SEH

**DEFENDANTS' MOTION TO
DISMISS**

Defendants move the Court to dismiss Plaintiff's Complaint pursuant to Fed. R. Civ. P. 12(b)(6). This motion is supported by a brief filed contemporaneously herewith. Plaintiff has been contacted and opposes the motion.

DATED this 5th day of June, 2015.

/s/ Mary Cile Glover-Rogers
Mary Cile Glover-Rogers
BOONE KARLBERG P.C.
Attorneys for Defendants
Mike Batista and Leroy Kirkegard